

Message Text

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FM SECSTATE WASHDC

TO AMEMBASSY WARSAW

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E.O. 11652: N/A

TAGS: EAIR, PL

SUBJECT: BILATERAL AIRWORTHINESS AGREEMENT

REF : (A) WARSAW 5865; (B) STATE 265420 (1975)

1. MISIOREK REMARKS CONCERNING USSR COMPONENTS EMPLOYED
IN POLISH PZL-3S ENGINE, AND HIS SUGGESTION TO ELIMINATE
THE RESTRICTION CONTAINED IN JUNE 2, 1976 LETTER FROM
BILLER LIMITING COVERAGE OF SPARE PARTS AND ACCESSORIES
TO THOSE "PRODUCED IN POLAND", WERE PASSED TO FAA FOR
TECHNICAL REVIEW. FAA SUBSEQUENTLY ADVISED BY GRUMMAN
OFFICIALS THAT, WHILE PZL-3S ENGINES NOW BEING TESTED
IN U.S. HAVE SPARK PLUGS AND A CARBURETOR PRODUCED IN
THE USSR, THE IGNITION IS APPARENTLY A POLISH PRODUCT.
IN ANY EVENT, GRUMMAN OFFICIALS ADVISE THE U.S. TYPE
CERTIFICATED VERSION OF THAT ENGINE, IF PROCURED, WOULD
EMPLOY U.S. SPARK PLUGS AND A POLISH PRODUCED CARBURETOR.

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2. IN LIGHT OF ABOVE, AND BECAUSE OF U.S. DESIRE TO LIMIT SCOPE OF AGREEMENT ON POLISH SIDE TO PRODUCTS PRODUCED IN POLAND (USE OF U.S. MANUFACTURED PARTS AND ACCESSORIES OF COURSE POSES NO PROBLEM), EMBASSY SHOULD FURNISH POLISH OFFICIALS PROPOSED CHANGES BELOW TO ORIGINAL TEXT OF AGREEMENT OUTLINED IN REFTEL (B). THESE CHANGES ADD SMALL AIRPLANES AND SMALL PISTON ENGINES AND CLARIFY MATTER OF THE SOURCE OF PARTS AND ACCESSORIES BY DELETION OF LAST CLAUSE OF PARA 8(F) AND REWORDING OF PARA 8(C).

(1) MODIFY PARA 8(C) TO READ AS FOLLOWS: "'ENGINES' MEANS ENGINES INTENDED FOR USE IN AIRCRAFT AS DEFINED IN (B) AND INCLUDES ENGINE ACCESSORIES AND ENGINE REPLACEMENT AND MODIFICATION PARTS THEREFOR;"

(2) DELETE FROM PARA 8(F) THE CLAUSE, "EVEN THOUGH PORTIONS THEREOF MAY HAVE BEEN FABRICATED IN ANOTHER STATE".

(3) IN THE SECTION OF THE ANNEX ENTITLED "PRODUCTS FROM POLAND" CHANGE SUBPARAGRAPH (A), (B) AND (C) TO READ:

"(A) CIVIL GLIDER AIRCRAFT, AND REPLACEMENT AND MODIFICATION PARTS THEREFOR, DESIGNED AND PRODUCED IN POLAND.

(B) PISTON ENGINES OF 1000 H.P. OR LESS WITH ASSOCIATED PROPELLERS AND ACCESSORIES, AND REPLACEMENT AND MODIFICATION PARTS THEREFOR, PRODUCED IN POLAND.

(C) SMALL FIXED-WING AIRCRAFT OF 12,500 LBS. OR LESS MAXIMUM TAKE-OFF GROSS WEIGHT, AND REPLACEMENT AND MODIFICATION PARTS THEREFOR, DESIGNED AND PRODUCED IN POLAND."

THE TERM "REPLACEMENT AND MODIFICATION PARTS" WAS SUBSTITUTED FOR THE TERM "SPARE PARTS" TO BE CONSISTENT WITH THE DEFINITIONS IN THE BASIC AGREEMENT. ROBINSON

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